

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.12841 OF 2003

DATED 05th JULY, 2007

BETWEEN

Madakam Nagamma and others

... Petitioners

AND

The Revenue Divisional Officer, Jangareddigudem, West Godavari District
and another.

... Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.12841 OF 2003

ORDER:

The petitioners are residents of Mettagudem of Buttaigudem Mandal in West Godavari District. It is their case that the land admeasuring Acs.3.34 in R.S.No.185 situated at Koya Rajahmundry Village was originally in possession of non-tribals. On a complaint, the Special Deputy Collector initiated proceedings under A.P.Scheduled Areas Land Transfer Regulation, 1959, as amended by Regulation No.1 of 1970 in S.R.No.788 of 1990. He passed orders on 21.07.1990 for ejectment of non-tribals, the order was implemented and the petitioners were inducted into possession. It is alleged that the petitioners approached the respondents objecting a move to issue pattadar pass books to non-tribals, in vain. The respondents allegedly do not allow the petitioners to cultivate the land, and therefore, they filed the instant writ petition.

When the matter is called for hearing, learned counsel for petitioners submits that after filing the writ petition, there is no interference from the respondents either with the possession or with the cultivation activities taken up by the petitioners. Therefore, this Court observes that as the petitioners were inducted into possession of the land in R.S.No.185 duly evicting the non-tribals, they cannot be dispossessed except in accordance with due process of law.

The writ petition is accordingly disposed of. No costs.

(V.V.S.RAO,J)

05.07.2007.

pln